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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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ADVANCED GLOBAL TECHNOLOGY, LLC,	:
Plaintiff,	:
	NOTICE OF DEFENDANT'S MOTION TO DISMISS
- against -	:
	No. 07 cv 3654 (JSR) (DCF) ECF CASE
XM SATELLITE RADIO INC.,	:
Defendant.	:
----- x	

PLEASE TAKE NOTICE that, upon the complaint in this action, the accompanying memorandum of law, and all prior proceedings had in this action, the undersigned counsel for defendant XM Satellite Radio Inc. will move this Court, before the Honorable Jed S. Rakoff, United States District Judge for the Southern District of New York, at the United States Courthouse, 500 Pearl Street, New York, New York, for an Order dismissing the complaint pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6). Plaintiff Advanced Global Technology LLC shall serve and file its opposition to the motion on or before July 13, 2007; defendant shall file its reply brief, if any, on or before July 20, 2007; and oral argument shall be heard on July 26, 2007 at 4:00 p.m.

Dated: June 29, 2007

Respectfully submitted,

SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP

A handwritten signature in black ink, appearing to read "Jeffrey A. Miskin", is written over a horizontal line.

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